

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office APR 22 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 02 1999 uhnder 64968

The applicant **Bright-Holland Corporation, a Nevada Corporation**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **artesian well**
2. The amount of water applied for is **1.4 cfs second-feet**
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Irrigation**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated **2000 acres**
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, T.32N., R.17E., M.D.B.&M., or at a point from which the SE Corner, Section 31, T.32N., R.18E., M.D.B.&M. bears S 28° 49' 45" E., a distance of 14,237.32 feet.**
6. Place of Use Please refer to Attachment "A"
7. Use will begin about **Jan 1** and end about **Dec 31** of each year.
8. Description of proposed works **Drilled well 8" casing, depth unknown. Well flows artesian.**
9. Estimated cost of works **Completed.**
10. Estimated time required to construct works **Complete**
11. Estimated time required to complete the application of water to beneficial use **Five (5) years**
12. Remarks: **This application is being filed on an artesian well located on the Smoke Creek Ranch. The waters from this well supplement water from Smoke Creek and Rush Creek under Proofs 09063 and 09064, and under Applications 64968 & 64969. Refer to map filed under Applications 64968 & 64969 to illustrate the proposed point of diversion and place of use. Actual point of diversion is located in California.**

Gregory M. Bilyeu
By s/Gregory M. Bilyeu
P. O. Box 70458
Reno, Nevada 89570-0458

Compared my/cmf lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Vested Claims 09063, 09064, 09083 and 09084 and Permits 64968, 64969, 65077 and 65078 shall not exceed 6332.0 acre-feet annually.

This permit is issued for the irrigation of 1583 acres within the described place of use within the State of Nevada.

This water issued under this permit is totally supplemental to the vested claims.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.4 cubic feet per second, but not to exceed 1013.6 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 13, 2005

Proof of completion of work shall be filed before:

February 13, 2005

Water must be placed to beneficial use on or before:

January 13, 2009

Proof of the application of water to beneficial use shall be filed on or before:

February 13, 2009

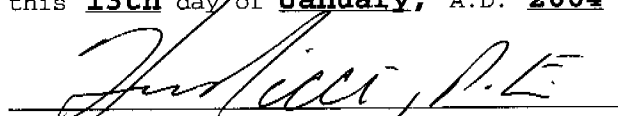
Map in support of proof of beneficial use shall be filed on or before:

February 13, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 13th day of January, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

6. Place of Use**Section 24, T.32N., R.17E., M.D.B. & M.**

Portions of the SE $\frac{1}{4}$
Portions of the E $\frac{1}{2}$ SW $\frac{1}{4}$
Portions of the S $\frac{1}{2}$ NE $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ NE $\frac{1}{4}$
Portions of the E $\frac{1}{2}$ NW $\frac{1}{4}$

Section 25, T.32N., R.17E., M.D.B. & M.

Portions of the E $\frac{1}{2}$ SE $\frac{1}{4}$
Portions of the NE $\frac{1}{4}$

Section 36, T.32N., R.17E., M.D.B. & M.

Portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$

Section 30, T.32N., R.18E., M.D.B. & M.

Portions of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
Portions of the SW $\frac{1}{4}$
Portions of the S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 31, T.32N., R.18E., M.D.B. & M.

Portions of the S $\frac{1}{2}$ SE $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$, SE $\frac{1}{4}$
Portions of the SW $\frac{1}{4}$
Portions of the W $\frac{1}{2}$ NE $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$

Section 5, T.31N., R.18E., M.D.B. & M.

Portions of the S $\frac{1}{2}$ SW $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 6, T.31N., R.18E., M.D.B. & M.

Portions of the SE $\frac{1}{4}$
Portions of the NE $\frac{1}{4}$ SW $\frac{1}{4}$
Portions of the NE $\frac{1}{4}$
Portions of the E $\frac{1}{2}$ NW $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 7, T.31N., R.18E., M.D.B. & M.

Portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$
Portions of the E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 8, T. 31N., R.18E., M.D.B. & M.

Portions of the SE $\frac{1}{4}$
Portions of the SW $\frac{1}{4}$
Portions of the SW $\frac{1}{4}$ NE $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$

Section 9, T. 31N., R.18E., M.D.B. & M.

Portions of the SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 15, T. 31N., R.18E., M.D.B. & M.

Portions of the E $\frac{1}{2}$ SW $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 16, T. 31N., R.18E., M.D.B. & M.

Portions of the NE $\frac{1}{4}$ SE $\frac{1}{4}$
Portions of the S $\frac{1}{2}$ NE $\frac{1}{4}$
Portions of the S $\frac{1}{2}$ NW $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17, T. 31N., R.18E., M.D.B. & M.

Portions of the E $\frac{1}{2}$ NE $\frac{1}{4}$
Portions of the NW $\frac{1}{4}$ NE $\frac{1}{4}$

The place of use is limited to 2000 acres within the above-described subdivisions.